G. R. S. 59]

GENERAL AND REVENUE SECRETARIAT.

1902-03
I. R.
&c.)

File No. 86-0

Serial Nos. 1-2

Papers Filed.

*Month*_____

SUBJECT.

Sanctions the refund bill in favor of
Yellabba of Hoskote Tq

PREVIOUS REFERENCES.	LATER REFERENCES.

OFFICE OF THE DEWAN OF MYSORE

REVENUE AND GENERAL, DEPARTMENTS.

Short Office Note.

One form may be used for more than one letter of the same file as long as there is space. The Office Note should be in black ink. Write only on side of this form.

* No. and date of letter, from whom, catch words to denote nature of Subject. should be stated, in red ink.

***Subject**

Letter no: D 1043 & 14-3-03 from the Dy Comr, Bangalore District, regarding the refund of the excess duty and penalty levied by the Sub Registrar of Hosakote on a sale deed produced for registration.

Note

A sale deed executed on an eight anna Stamp paper, conveying one of the two portions of a field to one Yellappa for Rs 50/- was impounded by the Sub Registrar of Hosakote on the ground that another clause was included in it to the effect that the other portion of the field was sold to one Chandappa. The Sub-Registrar treated the latter clause as a separate instrument chargeable with duty under article 22 and recovered from the executee Rs 5-8-0 on account of the extra duty and penalty. This amount was credited to Govt on 9.1.03. The matter came up before the Dy Comr for decision and he declared that the levy of the amount was unfair. Hence the refund bill.

Put up. Dy Comr, with a draft

H 1308

REVENUE DEPT. Gl. No. 827 1903

1902 1903

From The Dy Commissioner
Bangalore District

To

The Secy to the Govt
of Mysore
Revenue Department

Dated 14th
Despatched 26th } March 03
Received

General No.

D No. 1043.

Enclosure No One refund bill

Submits for sanction a refund bill for Rs 5-8-0 on behalf of Yellakka being the deficient Stamp Duty and penalty received from him by the Sub Registrar of the Hoskote Taluk.

27.3.03

Gl: Records

Please put up stamp regulation II of 1900 quoted in this letter.

28/3/03

31

To

The Revenue Branch.

A copy of Stamp Regulation herewith. putup.

31/3/03

31/3/03

MGCPB—50 reams:—6-12-02.

Sent with note and draft.

1/4/03

D No 1043
Su: one.

Bangalore District
Dy. Commissioner's Office
Bangalore 14th March 1903

From,

H. H. Charles Esq
Dy. Commissioner,
Bangalore District.

To,

H. V. Ranjmayya Esq MA BL
Sheristadar to the Govt of Mysore
Rev: and Genl Depts.

Sir,

I have the honor to state that a sale deed written on an eight-anna stamp paper, conveying one of the two portions of a field to one Yellappa for Rs fifty was impounded by the Sub Registrar of the Hoskote Taluk for the reason that another clause was inserted in the deed to the effect that the other portion was sold to one Chandappa. This was first treated as an additional

Clause

Clause liable to be charged under article 22 of the Stamp Regulation II of 1900. Accordingly, the deficient Stamp Duty of annas eight and a penalty of Rs five were recovered from Yellappa, in whose favor the deed was executed and credited in the Hoskote Taluk Treasury on 9th January 1903. When the matter came in sufficient detail before me, I found that the Sub Registrar had misconceived the document for the mere statement contained in it of what might have taken place between the executant and a third party an utter stranger to the transaction to which the document related which statement could not

Therefore

therefore amount to a separate deed assessable with Stamp Duty. The levy of Rs 5-8-0 above referred to is therefore unfair and I beg to enclose a return bill for Rs 5-8-0 drawn up in favor of the above mentioned Yellappa from whom the amount was received and to request the sanction of Government thereto. To avoid the inconvenience resulting to the party if the sale deed was not returned soon, it has been returned with the necessary certificate to the Sub Registrar for delivering the same to the party who produced it before him.

I have the honor to be,
Sir,
Your most obedient servant

H H Sparkes

Dy. Commissioner,
Bangalore District.